IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

UNITED STATES OF AMERICA	)	
	)	
V.	)	**CASE NO: 2:06-cr-267-WKW**
	)	
RICHARD A. EVANS	)	

UNOPPOSED MOTION TO CONTINUE TRIAL

NOW COMES the Defendant, **RICHARD A. EVANS,** by undersigned counsel, pursuant to 18 U.S.C. 3161 §§ (h)(8)(A) and (h)(8)(B), and respectfully moves the Court for an Order continuing this matter from the January trial term. In support of this motion, the Defendant would show the following:

1. This case is currently scheduled for trial on January 8, 2006.

2. Mr. Evans is cooperating with the Government and has already been debriefed by Government agents. As a result of Mr. Evans' cooperation, the parties fully expect that this case will be resolved by way of a plea of guilty.

3. Before the parties can agree upon the terms of a plea agreement, Assistant United States Attorney Clark Morris must coordinate the resolution of this case with at least two other federal districts pursuant to Rule 20 of the Federal Rules of Criminal Procedure (FRCP). Therefore, it will not be possible to resolve this case prior to the consent date for entering pleas pursuant to FRCP 11(c)(1)(C).

4. The United States, through Assistant United States Attorney Clark Morris, does not oppose this request.

6. A Speedy Trial Waiver is forthcoming.

7. The ends of justice will be served by the granting of a continuance.

WHEREFORE, for the reasons set forth above**,** the Defendant moves this Court to issue an Order continuing the January 8, 2006, trial date.

Dated this 8th day of December, 2006

Respectfully submitted,

s/ Donnie W. Bethel
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CERTIFICATE OF SERVICE

I hereby certify that on December 12, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

A. Clark Morris, Esq.
Assistant U. S. Attorney
One Court Square, Suite 201
Montgomery, AL 36104

Respectfully submitted,

s/ Donnie W. Bethel
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